

1 CLEMENT SETH ROBERTS (SBN 209203)  
2 croberts@orrick.com  
3 BAS DE BLANK (SBN 191487)  
4 basdeblank@orrick.com  
5 ALYSSA CARIDIS (SBN 260103)  
6 acaridis@orrick.com  
7 Orrick, Herrington & Sutcliffe LLP  
8 The Orrick Building  
9 405 Howard Street  
10 San Francisco, CA 94105-2669  
11 Telephone: +1 415 773 5700  
12 Facsimile: +1 415 773 5759  
13  
14 SEAN M. SULLIVAN (*pro hac vice*)  
15 sullivan@ls3ip.com  
16 COLE B. RICHTER (*pro hac vice*)  
17 richter@ls3ip.com  
18 LEE SULLIVAN SHEA & SMITH LLP  
19 656 W Randolph St., Floor 5W  
20 Chicago, IL 60661  
21 Telephone: +1 312 754 0002  
22 Facsimile: +1 312 754 0003

13 *Attorneys for Sonos, Inc.*

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

GOOGLE LLC,  
Plaintiff and Counterdefendant,  
v.  
SONOS, INC.,  
Defendant and Counterclaimant.

Case No. 3:20-cv-06754-WHA  
Related to Case No. 3:21-cv-07559-WHA

**REPLY DECLARATION OF JOSEPH R.  
KOLKER IN SUPPORT OF SONOS'S  
MOTION FOR SUMMARY JUDGMENT  
REGARDING GOOGLE'S CONTRACT-  
RELATED CLAIMS**

Date: March 30, 2023  
Time: 8:00 a.m.  
Place: Courtroom 12, 19<sup>th</sup> Floor  
Judge: Hon. William Alsup  
Complaint Filed: September 28, 2020

1 I, Joseph R. Kolker, declare as follows and would so testify under oath if called upon to  
2 do so:

3 1. I am an attorney with the law firm of Orrick, Herrington & Sutcliffe LLP, counsel  
4 of record to Sonos, Inc. ("Sonos") in the above-captioned matter. I am a member in good  
5 standing of the New York State Bar and am admitted to practice before this Court in this matter  
6 *pro hac vice*. I make this declaration based on my personal knowledge, unless otherwise noted.  
7 If called, I can and will testify competently to the matters set forth herein.

8 2. I make this declaration in support of Sonos's Motion for Summary Judgment  
9 Regarding Google's Contract-Related Claims.

10 3. Attached as **Exhibit 14** is a true and correct copy of excerpts from the deposition  
11 transcript of Debajit Ghosh taken on May 20, 2022.

12 4. Attached as **Exhibit 15** is a true and correct copy of an email between Sonos and  
13 Google personnel, dated September 2, 2016 (SONOS-SVG2-00043200), and the email's  
14 attachment (SONOS-SVG2-00043201-SONOS-SVG2-00043202).

15 5. Attached as **Exhibit 16** is a true and correct copy of excerpts from the deposition  
16 transcript of Allison House Elliott taken on May 27, 2022.

17 I declare under penalty of perjury that the foregoing is true and correct to the best of my  
18 knowledge. Executed this 28th day of February, 2023 in Yonkers, New York.

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